

This is Exhibit "D" referred to in  
the affidavit of ALAN F. GRAVES  
dated at Ottawa, Ontario, this  
24th day of November, 2004.



A Commissioner, etc.

Peterdina Claire Gordon, a Commissioner, etc.,  
City of Ottawa, for Smart & Biggar, Barristers  
and Solicitors and Featherstonhaugh & Co.,  
Patent and Trade Mark Agents.  
Expires July 21, 2007.

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REPLY TO OTTAWA - FILE NO.:

71493-750

May 3, 2000

Mr. Alan F. Graves  
Nortel Networks Corporation  
Dpt. 1A03, M.S. 04355115  
3500 Carling Avenue  
Nepean, Ontario  
K2H 8E9**VIA COURIER**

Dear Alan:

Re: Proposed U.S. Patent Application  
ALAN F. GRAVES, ET AL.  
(Alan F. Graves, et al.)  
OPTICAL SWITCH WITH  
POWER EQUALIZATION  
Your Ref: 11985ROUS01U

Further to our meeting yesterday afternoon, enclosed please find a final draft patent application for the above-identified invention, incorporating the suggestions you made during the meeting. For your convenience, those portions of the draft that have been modified have also been marked with yellow stickies.

Also enclosed are a Declaration and an Assignment which I would kindly ask that you and the other inventors sign, date and have witnessed where indicated if and only if the draft is in satisfactory condition (i.e., sufficiently accurate and enabling description, as well as sufficiently broad claims). Otherwise, please do not sign the documents and contact me immediately. Please verify the spelling/accuracy of your name, address and citizenship and initial next to any corrections if applicable.

.../2

**SMART & BIGGAR**

- 2 -

May 3, 2000

Mr. Alan F. Graves  
Our Ref: 71493-750

After signing, please return the executed documents to me by COURIER at the following address:

Smart & Biggar  
55 Metcalfe Street  
Suite 900  
Ottawa, Ontario  
K1P 6L5

Please contact me if further changes to the draft are required or to discuss any issue in further detail.

Yours very truly,

**SMART & BIGGAR**

  
Sanro Zlobec

SZ:skm  
Encl.

PROPERTY OF: DOWELL & DOWELL, P. C., Suite 406, 2111 Eisenhower Ave., Alexandria, VA 22314, Telephone (703) 415-2555  
In re U.S. Patent Application of: Graves et al.

Art Unit: 2633

Serial No.: 09/580,495

Examiner: Tran, Dzong D.

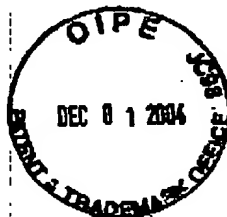
Filed: May 30, 2000

Atty. Docket No.: 13387

Title: OPTICAL SWITCH WITH POWER  
EQUALIZATION

**THE U.S. PATENT AND TRADEMARK OFFICE STAMP INDICATES DATE OF FILING  
OF THE FOLLOWING MARKED DOCUMENTS**

- (X) Response to Office Action dated August 4, 2004
- (X) Affidavit from Applicant
- (X) Request for Extension of Time
- (X) Check for \$110.00 for extension of time



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